

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

FREE HOLDINGS INC.,

Plaintiff,

-against-

KEVIN McCOY and SOTHEBY'S INC.,

Defendants.

ECF CASE

Case No.: 1:22-cv-00881 (LGS) (JLC)

**NOTICE OF MOTION TO  
DISMISS AMENDED COMPLAINT**

PLEASE TAKE NOTICE that, upon the accompanying Memorandum of Law, the accompanying Declaration of William L. Charron dated June 30, 2022 and the exhibits annexed thereto, and all prior proceedings heretofore had and all papers filed herein, defendant Kevin McCoy ("McCoy") will move this Court, at a date and time to be determined by the Court, for an Order dismissing with prejudice all claims against him in plaintiff Free Holdings Inc.'s ("Plaintiff") Amended Complaint dated May 9, 2022, pursuant to Federal Rules of Civil Procedure 12(b)(1) and 12(b)(6).

PLEASE TAKE FURTHER NOTICE that, pursuant to agreement of the parties, Plaintiff shall electronically file any opposition by August 15, 2022; and McCoy shall file any reply by September 2, 2022.

Dated: New York, New York  
June 30, 2022

**PRYOR CASHMAN LLP**

By: 

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